

**BEFORE THE PUBLIC SERVICE COMMISSION**  
**OF THE STATE OF DELAWARE**

IN THE MATTER OF THE APPLICATION     )  
OF FREEPOINT ENERGY SOLUTIONS,     )  
LLC FOR CERTIFICATION TO PROVIDE     )  
ELECTRIC SUPPLY SERVICES WITHIN     )     PSC DOCKET NO: 17-0070  
THE STATE OF DELAWARE (SUBMITTED     )  
FEBRUARY 2, 2017; FILED JUNE 12,     )  
2017; AMENDED SEPTEMBER 5, 2018)     )

**ORDER NO. 9379**

**ELECTRIC SUPPLIER CERTIFICATE**

This 21st day of May 2019, the Delaware Public Service Commission (the "Commission") determines and orders the following:

**WHEREAS**, on February 2, 2017, Freepoint Energy Solutions, LLC ("Freepoint" or the "Company") submitted to the Commission an incomplete application<sup>1</sup> pursuant 26 *Del. C.* §1001 - §1020, the Electric Utility Restructuring Act (the "Act"),<sup>2</sup> and 26 *Del. Admin. C.* §3001, the Commission's Rules for Certification and Regulation of Electric Suppliers (the "Supplier Rules"). Freepoint's application was approved in Order No. 9088 to act as an electric supplier that will utilize appropriate energy procurement strategies to meet the needs of large commercial and industrial customers in Delaware; and

**WHEREAS**, on September 5, 2018, the Company submitted an amended application requesting to service residential and small

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<sup>1</sup> Under Section 3001 of the Supplier Rules, applicants must submit certain required documents to complete their application. Freepoint's original submission failed to include all of the required documents.

<sup>2</sup> Unless otherwise noted, capitalized terms shall have the meanings ascribed to them in the Act and the Supplier Rules.

commercial customers in addition to the large commercial and industrial customers the Company is currently servicing;

WHEREAS, Staff requested additional documentation in two notices of deficiency sent to the Company in order to satisfy the minimum filing requirements of servicing residential and small commercial customers;

WHEREAS, on February 27, 2019, Freepoint completed submission of all of the required documents and thereby filed a complete application (the "Application") pursuant to the Act and the Supplier Rules; and

WHEREAS, as more specifically detailed in its Memorandum to the Commission, Staff reports that the Application fulfills all of the requirements set forth in the Act and the Supplier Rules for an Electric Supplier Certificate. In particular, Staff reports that Freepoint has specifically presented evidence to support its financial, operational, managerial, and technical ability to operate as an Electric Supplier within the State of Delaware. Therefore, Staff recommends that the Commission issue an Electric Supplier Certificate to authorize Freepoint to provide sales and customer purchases of Electric Supply Services in the State of Delaware;

**NOW, THEREFORE, IT IS ORDERED BY THE AFFIRMATIVE  
VOTE OF NOT FEWER THAN THREE COMMISSIONERS:**

1. Freepoint Energy Solutions, LLC is hereby granted a certificate to do business and operate as an Electric Supplier within the State of Delaware. Under this Electric Supplier Certificate, Freepoint Energy Solutions, LLC is authorized to

provide Electric Supply Service within the State of Delaware consistent with and in accordance with the Act and the Supplier Rules.

2. Freepoint Energy Solutions, LLC is hereby notified that a violation of any applicable order, statute, regulation, rule, or other controlling authority may be enforced by sanctions permitted by §§1012(a) and 1019 of the Act and §3001-10.2 of the Supplier Rules.

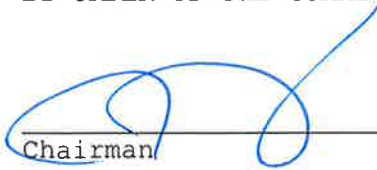
3. Freepoint Energy Solutions, LLC shall file such reports and pay such fees and assessments as may be required or imposed by §§114, 115, and 1012(c)(2) of the Act and §§3001-2.2.13, 2.3.3.2, and 12.0 of the Supplier Rules.

4. Freepoint Energy Solutions, LLC consents to the jurisdiction of the courts of the State of Delaware for all acts or omissions related to its offering of Electric Supply Services in this State.

5. Freepoint Energy Solutions, LLC is hereby placed on notice that the costs of this proceeding will be charged to it pursuant to §114(b)(1) of the Act.

6. The Commission reserves the jurisdiction and authority to enter such further orders in this matter as may be deemed necessary or proper.


**BY ORDER OF THE COMMISSION:**

  
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Chairman


  
Commissioner

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Commissioner

  
Commissioner

  
Commissioner

ATTEST:

  
Secretary

